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TIME: \_\_\_\_\_

TO: Commissioner for Patents, Mail Stop Amendment FAX NO.: 571-273-8300

FROM: Christopher A. Rothe

ADMIN. ASST.: Kathleen Spina

APPLN. NO.: 10/822,571

ATTY. DOCKET NO.: BBM-149US (Formerly 2184.00080)

TITLE OF APPLN.: SCREW AND ROD FIXATION ASSEMBLY AND DEVICE

FILING DATE: April 12, 2004

ART UNIT: 3733

FIRST INVENTOR: Marc Richelsoph et al.

CONF. NO.: 2636

TITLE OF DOCUMENT (and List of Attachments): Response to Restriction Requirement

Transmittal (1 pg.); Restriction Response (1 pg.)

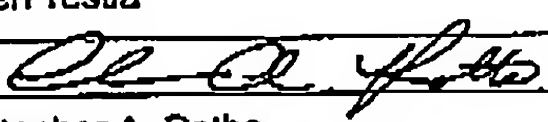
Total Number of Pages: 3 (including this form)**COMMENTS****CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

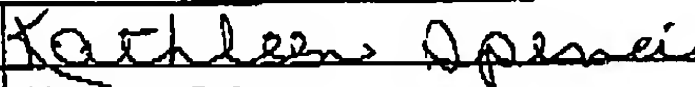
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/822,571	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> <b>APR 26 2007</b>
	Filing Date	April 12, 2004	
	First Named Inventor	Marc Richelsoph	
	Art Unit	3733	
	Examiner Name	Michael B. Priddy	
	Attorney Docket No.	BBM-149US (Formerly 2184.00080)	
Total Number of Pages in This Submission 3			

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO-FAX COVER SHEET; RESPONSE TO RESTRICTION REQUIREMENT.
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm Name	RatnerPrestia		
Signature			
Printed Name	Christopher A. Rothe		
Date	April 26, 2007	Registration No.	54,650

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted 571-273-8300 to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or Printed Name	Kathleen Spina	Date	April 26, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Appln. No.: 10/822,571  
Amendment Dated April 26, 2007  
Reply to Office Communication of March 30, 2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**APR 26 2007**

Appln. No: 10/822,571  
Applicant: Marc Richelsoph et al.  
Filed: April 12, 2004  
Title: SCREW AND ROD FIXATION ASSEMBLY AND DEVICE  
T.C./A.U.: 3733  
Examiner: Michael B. Priddy  
Confirmation No.: 2636  
Docket No.: 2184.00080

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :


This is in response to the Restriction Requirement stated in the Office  
Letter dated March 30, 2007.

The Examiner requires an election between the species of:

- (a) Embodiment A, Figures 3-8;
- (b) Embodiment B, Figures 9-14;
- (c) Embodiment C, Figures 16 & 17;
- (d) Embodiment D, Figures 18 & 19; or
- (e) Embodiment E, Figure 20.

Applicants elect to prosecute Embodiment A, Figures 3-8,  
corresponding to claims 1-5, 7, 11, 15-19, 21, 25, 27, 29, 30, 32-36, 38, 41, 42, 44-  
50, 52, 55, 56, 58-61 and 63-66. This election is made without traverse.

Respectfully submitted,

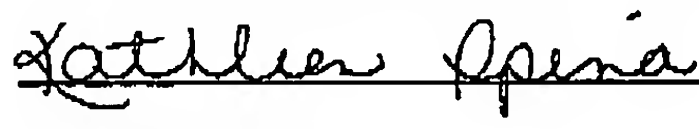
  
Jonathan H. Spadt, Reg. No. 45,122  
Christopher A. Rothe, Reg. No. 54,650  
Attorneys for Applicants

JHS/CAR/ks

Dated: April 26, 2007

The Commissioner for Patents is hereby  
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Kathleen Spina